

Amendments to House Bill No. 386
1st Reading Copy

Requested by Representative Michele Reinhart

For the House Business and Labor Committee

Prepared by Bartley Campbell
February 16, 2009 (2:03pm)

1. Page 2, line 2.

Following: "disposition."

Insert: "(1) A person who is 18 years of age or older and of sound mind wishing to authorize another person to control the disposition of the person's remains may execute an affidavit before a notary public in substantially the following form:"

State of Montana } ss
County of _____ }

I, _____ [person designating another person to control the disposition of the person's remains] do hereby designate _____ [person who is provided with the right to control the disposition] with the right to control the disposition of my remains upon my death. I ____ have or ____ have not attached specific directions concerning the disposition of my remains with which the designee shall substantially comply, provided the directions are lawful and there are sufficient resources in my estate to carry out the directions.

Subscribed and sworn to before me this ____ day of the month of _____ of the year _____.

(2) "

2. Page 2, line 3.

Following: "7]"

Insert: "and subsection (1) of this section"

3. Page 2, line 5.

Following: "mind:"

Insert: "(a) a person designated by the decedent as the person with the right to control the decedent's disposition in an affidavit executed in accordance with subsection (1);"

Renumber: subsequent subsections

4. Page 3, line 3.

Strike: "(1) through (9)"

Insert: "(2)(a) through (2)(j)"

5. Page 3, line 6.

Strike: "(1) through (9)"

Insert: "(2)(a) through (2)(j)"

6. Page 3, line 8.

Following: "section 3"

Insert: "and section 4(1)"

7. Page 3, line 11.

Following: "section 3"

Insert: "and section 4(1)"

- END -